



Rep. Carol A. Sente

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1 AMENDMENT TO SENATE BILL 3660

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3660, AS AMENDED,  
3 by inserting Article 25 in its proper numeric sequence as  
4 follows:

5 "ARTICLE 25. ADDITIONAL AMENDATORY PROVISIONS

6 Section 25-5. The State Budget Law of the Civil  
7 Administrative Code of Illinois is amended by changing Sections  
8 50-5 and 50-10 and by adding Sections 50-7 and 50-25 as  
9 follows:

10 (15 ILCS 20/50-5)

11 Sec. 50-5. Governor to submit State budget.

12 (a) The Governor shall, as soon as possible and not later  
13 than the second Wednesday in March in 2010 (March 10, 2010) and  
14 the third Wednesday in February of each year beginning in 2011,  
15 except as otherwise provided in this Section, submit a State

1 budget, embracing therein the amounts recommended by the  
2 Governor to be appropriated to the respective departments,  
3 offices, and institutions, and for all other public purposes,  
4 the estimated revenues from taxation, the estimated revenues  
5 from sources other than taxation, and an estimate of the amount  
6 required to be raised by taxation. The amounts recommended by  
7 the Governor for appropriation to the respective departments,  
8 offices and institutions shall be formulated according to the  
9 various functions and activities for which the respective  
10 department, office or institution of the State government  
11 (including the elective officers in the executive department  
12 and including the University of Illinois and the judicial  
13 department) is responsible. The amounts relating to particular  
14 functions and activities shall be further formulated in  
15 accordance with the object classification specified in Section  
16 13 of the State Finance Act. In addition, the amounts  
17 recommended by the Governor for appropriation shall take into  
18 account each State agency's effectiveness in achieving its  
19 prioritized goals for the previous fiscal year, as set forth in  
20 Section 50-25 of this Law, giving priority to agencies and  
21 programs that have demonstrated a focus on the prevention of  
22 waste and the maximum yield from resources.

23 Beginning in fiscal year 2011, the Governor shall  
24 distribute written quarterly budget statements to the General  
25 Assembly and the State Comptroller. The statements shall be  
26 submitted on Wednesday of the last week of the last month of

1 each quarter of the fiscal year and, as is currently the  
2 practice on the effective date of this amendatory Act of the  
3 96th General Assembly, shall be posted on the Comptroller's  
4 website on the same day. The statements shall be prepared and  
5 presented in an executive summary format that includes, for the  
6 fiscal year to date, individual itemizations for each revenue  
7 source as well as individual itemizations of expenditures and  
8 obligations, by the classified line items set forth in Section  
9 13 of the State Finance Act and for other purposes, with an  
10 appropriate level of detail. The statement shall include a  
11 calculation of the actual total budget surplus or deficit. The  
12 Governor shall also present periodic budget addresses  
13 throughout the fiscal year at the invitation of the General  
14 Assembly.

15 The Governor shall not propose expenditures and the General  
16 Assembly shall not enact appropriations that exceed the  
17 resources estimated to be available, as provided in this  
18 Section. Appropriations may be adjusted during the fiscal year  
19 by means of one or more supplemental appropriation bills if any  
20 State agency either fails to meet or exceeds the goals set  
21 forth in Section 50-25 of this Law.

22 For the purposes of Article VIII, Section 2 of the 1970  
23 Illinois Constitution, the State budget for the following funds  
24 shall be prepared on the basis of revenue and expenditure  
25 measurement concepts that are in concert with generally  
26 accepted accounting principles for governments:

- 1 (1) General Revenue Fund.
- 2 (2) Common School Fund.
- 3 (3) Educational Assistance Fund.
- 4 (4) Road Fund.
- 5 (5) Motor Fuel Tax Fund.
- 6 (6) Agricultural Premium Fund.

7 These funds shall be known as the "budgeted funds". The  
8 revenue estimates used in the State budget for the budgeted  
9 funds shall include the estimated beginning fund balance, plus  
10 revenues estimated to be received during the budgeted year,  
11 plus the estimated receipts due the State as of June 30 of the  
12 budgeted year that are expected to be collected during the  
13 lapse period following the budgeted year, minus the receipts  
14 collected during the first 2 months of the budgeted year that  
15 became due to the State in the year before the budgeted year.  
16 Revenues shall also include estimated federal reimbursements  
17 associated with the recognition of Section 25 of the State  
18 Finance Act liabilities. For any budgeted fund for which  
19 current year revenues are anticipated to exceed expenditures,  
20 the surplus shall be considered to be a resource available for  
21 expenditure in the budgeted fiscal year.

22 Expenditure estimates for the budgeted funds included in  
23 the State budget shall include the costs to be incurred by the  
24 State for the budgeted year, to be paid in the next fiscal  
25 year, excluding costs paid in the budgeted year which were  
26 carried over from the prior year, where the payment is

1 authorized by Section 25 of the State Finance Act. For any  
2 budgeted fund for which expenditures are expected to exceed  
3 revenues in the current fiscal year, the deficit shall be  
4 considered as a use of funds in the budgeted fiscal year.

5 Revenues and expenditures shall also include transfers  
6 between funds that are based on revenues received or costs  
7 incurred during the budget year.

8 Appropriations for expenditures shall also include all  
9 anticipated statutory continuing appropriation obligations  
10 that are expected to be incurred during the budgeted fiscal  
11 year.

12 By March 15 of each year, the Commission on Government  
13 Forecasting and Accountability shall prepare revenue and fund  
14 transfer estimates in accordance with the requirements of this  
15 Section and report those estimates to the General Assembly and  
16 the Governor.

17 For all funds other than the budgeted funds, the proposed  
18 expenditures shall not exceed funds estimated to be available  
19 for the fiscal year as shown in the budget. Appropriation for a  
20 fiscal year shall not exceed funds estimated by the General  
21 Assembly to be available during that year.

22 (b) This subsection applies only to the process for the  
23 proposed fiscal year 2011 budget.

24 By February 24, 2010, the Governor must file a written  
25 report with the Secretary of the Senate and the Clerk of the  
26 House of Representatives containing the following:

1           (1) for fiscal year 2010, the revenues for all budgeted  
2 funds, both actual to date and estimated for the full  
3 fiscal year;

4           (2) for fiscal year 2010, the expenditures for all  
5 budgeted funds, both actual to date and estimated for the  
6 full fiscal year;

7           (3) for fiscal year 2011, the estimated revenues for  
8 all budgeted funds, including without limitation the  
9 affordable General Revenue Fund appropriations, for the  
10 full fiscal year; and

11           (4) for fiscal year 2011, an estimate of the  
12 anticipated liabilities for all budgeted funds, including  
13 without limitation the affordable General Revenue Fund  
14 appropriations, debt service on bonds issued, and the  
15 State's contributions to the pension systems, for the full  
16 fiscal year.

17           Between February 24, 2010 and March 10, 2010, the members  
18 of the General Assembly and members of the public may make  
19 written budget recommendations to the Governor, and the  
20 Governor shall promptly make those recommendations available  
21 to the public through the Governor's Internet website.

22           (Source: P.A. 96-1, eff. 2-17-09; 96-320, eff. 1-1-10; 96-881,  
23 eff. 2-11-10.)

24           (15 ILCS 20/50-7 new)

25           Sec. 50-7. Online budget survey. Beginning in February of

1 2011, and during February of each year thereafter, the  
2 Governor's Office of Management and Budget shall post on its  
3 website a survey that will allow residents of the State to  
4 prioritize proposed spending measures for the next fiscal year.  
5 The Office shall post the results of each survey on its  
6 website.

7 (15 ILCS 20/50-10) (was 15 ILCS 20/38.1)

8 Sec. 50-10. Budget contents. The budget shall be submitted  
9 by the Governor with line item and program data. The budget  
10 shall also contain performance data presenting an estimate for  
11 the current fiscal year, projections for the budget year, and  
12 information for the 3 prior fiscal years comparing department  
13 objectives with actual accomplishments, formulated according  
14 to the various functions and activities, and, wherever the  
15 nature of the work admits, according to the work units, for  
16 which the respective departments, offices, and institutions of  
17 the State government (including the elective officers in the  
18 executive department and including the University of Illinois  
19 and the judicial department) are responsible.

20 For the fiscal year beginning July 1, 1992 and for each  
21 fiscal year thereafter, the budget shall include the  
22 performance measures of each department's accountability  
23 report.

24 For the fiscal year beginning July 1, 1997 and for each  
25 fiscal year thereafter, the budget shall include one or more

1 line items appropriating moneys to the Department of Human  
2 Services to fund participation in the Home-Based Support  
3 Services Program for Mentally Disabled Adults under the  
4 Developmental Disability and Mental Disability Services Act by  
5 persons described in Section 2-17 of that Act.

6 The budget shall contain a capital development section in  
7 which the Governor will present (1) information on the capital  
8 projects and capital programs for which appropriations are  
9 requested, (2) the capital spending plans, which shall document  
10 the first and subsequent years cash requirements by fund for  
11 the proposed bonded program, and (3) a statement that shall  
12 identify by year the principal and interest costs until  
13 retirement of the State's general obligation debt. In addition,  
14 the principal and interest costs of the budget year program  
15 shall be presented separately, to indicate the marginal cost of  
16 principal and interest payments necessary to retire the  
17 additional bonds needed to finance the budget year's capital  
18 program. In 2004 only, the capital development section of the  
19 State budget shall be submitted by the Governor not later than  
20 the fourth Tuesday of March (March 23, 2004).

21 For the budget year, the current year, and 3 prior fiscal  
22 years, the Governor shall also include in the budget estimates  
23 of or actual values for the assets and liabilities for General  
24 Assembly Retirement System, State Employees' Retirement System  
25 of Illinois, State Universities Retirement System, Teachers'  
26 Retirement System of the State of Illinois, and Judges

1 Retirement System of Illinois.

2 The budget submitted by the Governor shall contain, in  
3 addition, in a separate book, a tabulation of all position and  
4 employment titles in each such department, office, and  
5 institution, the number of each, and the salaries for each,  
6 formulated according to divisions, bureaus, sections, offices,  
7 departments, boards, and similar subdivisions, which shall  
8 correspond as nearly as practicable to the functions and  
9 activities for which the department, office, or institution is  
10 responsible.

11 Together with the budget, the Governor shall transmit the  
12 estimates of receipts and expenditures, as received by the  
13 Director of the Governor's Office of Management and Budget, of  
14 the elective officers in the executive and judicial departments  
15 and of the University of Illinois.

16 An applicable appropriations committee of each chamber of  
17 the General Assembly, for fiscal year 2012 and thereafter, must  
18 review individual line item appropriations and the total budget  
19 for each State agency, as defined in the Illinois State  
20 Auditing Act.

21 (Source: P.A. 93-662, eff. 2-11-04.)

22 (15 ILCS 20/50-25 new)

23 Sec. 50-25. Statewide prioritized goals. For fiscal year  
24 2012 and each fiscal year thereafter, prior to the submission  
25 of the State budget, the Governor, in consultation with the

1 appropriation committees of the General Assembly, shall: (i)  
2 prioritize outcomes that are most important for each State  
3 agency of the executive branch under the jurisdiction of the  
4 Governor to achieve for the next fiscal year and (ii) set goals  
5 to accomplish those outcomes according to the priority of the  
6 outcome. In addition, each other constitutional officer of the  
7 executive branch, in consultation with the appropriation  
8 committees of the General Assembly, shall: (i) prioritize  
9 outcomes that are most important for his or her office to  
10 achieve for the next fiscal year and (ii) set goals to  
11 accomplish those outcomes according to the priority of the  
12 outcome. The Governor and each constitutional officer shall  
13 separately conduct performance analyses to determine which  
14 programs, strategies, and activities will best achieve those  
15 desired outcomes. The Governor shall recommend that  
16 appropriations be made to State agencies and officers for the  
17 next fiscal year based on the agreed upon goals and priorities.  
18 Each agency and officer may develop its own strategies for  
19 meeting those goals and shall review and analyze those  
20 strategies on a regular basis. The Governor shall also  
21 implement procedures to measure annual progress toward the  
22 State's highest priority outcomes and shall develop a statewide  
23 reporting system that compares the actual results with budgeted  
24 results. Those performance measures and results shall be posted  
25 on the State Comptroller's website, and compiled for  
26 distribution in the Comptroller's Public Accountability

1 Report, as is currently the practice on the effective date of  
2 this amendatory Act of the 96th General Assembly.

3 Section 25-10. The Governor's Office of Management and  
4 Budget Act is amended by changing Section 2.1 as follows:

5 (20 ILCS 3005/2.1) (from Ch. 127, par. 412.1)

6 Sec. 2.1.

7 To assist the Governor in submitting a recommended budget,  
8 including estimated receipts and revenue, to the General  
9 Assembly, and to consult with the Commission on Government  
10 Forecasting and Accountability, at the Commission's request,  
11 in compiling a report on the estimated income of the State, as  
12 required under Section 4 of the Commission on Government  
13 Forecasting and Accountability Act.

14 (Source: P.A. 76-2411.)

15 Section 25-15. The Commission on Government Forecasting  
16 and Accountability Act is amended by changing Sections 3 and 4  
17 as follows:

18 (25 ILCS 155/3) (from Ch. 63, par. 343)

19 Sec. 3. The Commission shall:

20 (1) Study from time to time and report to the General  
21 Assembly on economic development and trends in the State.

22 (2) Make such special economic and fiscal studies as it

1 deems appropriate or desirable or as the General Assembly may  
2 request.

3 (3) Based on its studies, recommend such State fiscal and  
4 economic policies as it deems appropriate or desirable to  
5 improve the functioning of State government and the economy of  
6 the various regions within the State.

7 (4) Prepare annually a State economic report.

8 (5) Provide information for all appropriate legislative  
9 organizations and personnel on economic trends in relation to  
10 long range planning and budgeting.

11 (6) Study and make such recommendations as it deems  
12 appropriate to the General Assembly on local and regional  
13 economic and fiscal policy and on federal fiscal policy as it  
14 may affect Illinois.

15 (7) Review capital expenditures, appropriations and  
16 authorizations for both the State's general obligation and  
17 revenue bonding authorities. At the direction of the  
18 Commission, specific reviews may include economic feasibility  
19 reviews of existing or proposed revenue bond projects to  
20 determine the accuracy of the original estimate of useful life  
21 of the projects, maintenance requirements and ability to meet  
22 debt service requirements through their operating expenses.

23 (8) Receive and review all executive agency and revenue  
24 bonding authority annual and 3 year plans. The Commission shall  
25 prepare a consolidated review of these plans, an updated  
26 assessment of current State agency capital plans, a report on

1 the outstanding and unissued bond authorizations, an  
2 evaluation of the State's ability to market further bond issues  
3 and shall submit them as the "Legislative Capital Plan  
4 Analysis" to the House and Senate Appropriations Committees at  
5 least once a year. The Commission shall annually submit to the  
6 General Assembly on the first Wednesday of April a report on  
7 the State's long-term capital needs, with particular emphasis  
8 upon and detail of the 5-year period in the immediate future.

9 (9) Study and make recommendations it deems appropriate to  
10 the General Assembly on State bond financing, bondability  
11 guidelines, and debt management. At the direction of the  
12 Commission, specific studies and reviews may take into  
13 consideration short and long-run implications of State bonding  
14 and debt management policy.

15 (10) Comply with the provisions of the "State Debt Impact  
16 Note Act" as now or hereafter amended.

17 (11) Comply with the provisions of the Pension Impact Note  
18 Act, as now or hereafter amended.

19 (12) By August 1st of each year, the Commission must  
20 prepare and cause to be published a summary report of State  
21 appropriations for the State fiscal year beginning the previous  
22 July 1st. The summary report must discuss major categories of  
23 appropriations, the issues the General Assembly faced in  
24 allocating appropriations, comparisons with appropriations for  
25 previous State fiscal years, and other matters helpful in  
26 providing the citizens of Illinois with an overall

1 understanding of appropriations for that fiscal year. The  
2 summary report must be written in plain language and designed  
3 for readability. Publication must be in newspapers of general  
4 circulation in the various areas of the State to ensure  
5 distribution statewide. The summary report must also be  
6 published on the General Assembly's web site.

7 (13) Comply with the provisions of the State Facilities  
8 Closure Act.

9 (14) For fiscal year 2012 and thereafter, develop a 3-year  
10 budget forecast for the State, including opportunities and  
11 threats concerning anticipated revenues and expenditures, with  
12 an appropriate level of detail.

13 The requirement for reporting to the General Assembly shall  
14 be satisfied by filing copies of the report with the Speaker,  
15 the Minority Leader and the Clerk of the House of  
16 Representatives and the President, the Minority Leader and the  
17 Secretary of the Senate and the Legislative Research Unit, as  
18 required by Section 3.1 of the General Assembly Organization  
19 Act, and filing such additional copies with the State  
20 Government Report Distribution Center for the General Assembly  
21 as is required under paragraph (t) of Section 7 of the State  
22 Library Act.

23 (Source: P.A. 92-67, eff. 7-12-01; 93-632, eff. 2-1-04; 93-839,  
24 eff. 7-30-04.)

1           Sec. 4. (a) The Commission shall publish, at the convening  
2 of each regular session of the General Assembly, a report on  
3 the estimated income of the State from all applicable revenue  
4 sources for the next ensuing fiscal year and of any other funds  
5 estimated to be available for such fiscal year. The Commission,  
6 in its discretion, may consult with the Governor's Office of  
7 Management and Budget in preparing the report. On the third  
8 Wednesday in March after the session convenes, the Commission  
9 shall issue a revised and updated set of revenue figures  
10 reflecting the latest available information. The House and  
11 Senate by joint resolution shall adopt or modify such estimates  
12 as may be appropriate. The joint resolution shall constitute  
13 the General Assembly's estimate, under paragraph (b) of Section  
14 2 of Article VIII of the Constitution, of the funds estimated  
15 to be available during the next fiscal year.

16           (b) On the third Wednesday in March, the Commission shall  
17 issue estimated:

18           (1) pension funding requirements under P.A. 86-273;

19           and

20           (2) liabilities of the State employee group health  
21 insurance program.

22           These estimated costs shall be for the fiscal year  
23 beginning the following July 1.

24           (c) The requirement for reporting to the General Assembly  
25 shall be satisfied by filing copies of the report with the  
26 Speaker, the Minority Leader and the Clerk of the House of

1 Representatives and the President, the Minority Leader and the  
2 Secretary of the Senate and the Legislative Research unit, as  
3 required by Section 3.1 of the General Assembly Organization  
4 Act, and filing such additional copies with the State  
5 Government Report Distribution Center for the General Assembly  
6 as is required under paragraph (t) of Section 7 of the State  
7 Library Act.

8 (Source: P.A. 93-632, eff. 2-1-04.)".